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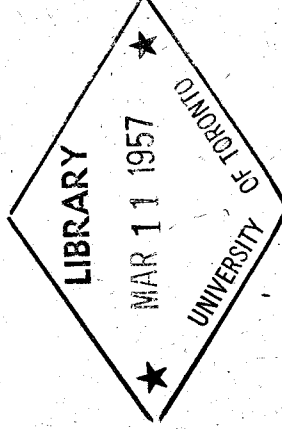
Fifth Session, Twenty-Second Parliament, 5-6 Elizabeth II, 1957.

THE SENATE OF CANADA

BILL N^o.

An Act respecting The Bishop of the Arctic.

Read a first time, Tuesday, 5th March, 1957.



Honourable Senator BURCHILL.

EDMOND CLOUTER, C.M.G., O.A., D.S.P.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1957

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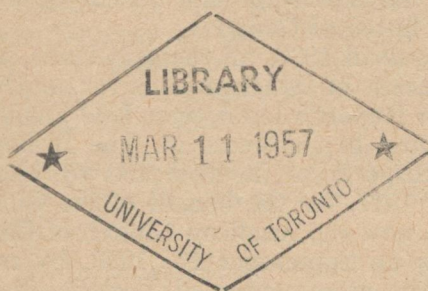
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THE SENATE OF CANADA

BILL N⁸.

An Act respecting The Bishop of the Arctic.

Preamble.
1934, c. 74.

WHEREAS The Bishop of the Arctic, a corporation incorporated by chapter 74 of the statutes of 1934, went into possession of certain of the lands referred to in section 1 of this Act in 1933, and into possession of the remainder of the said lands in 1950;

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Whereas The Bishop of the Arctic is in sole possession of the duplicate certificates of title to the said lands, all of which are within the limits of the Diocese of the Arctic in the Ecclesiastical Province of Rupert's Land, and all of which have been, since 1933 and 1950 respectively, in the sole, continuous and undisputed possession of The Bishop of the Arctic for the benefit of what is now the Anglican Church of Canada;

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1917, c. 80.

Whereas, until 1933, all the said lands, which were then in the Diocese of Mackenzie River in the Ecclesiastical Province of Rupert's Land, were held and administered by, and registered in the name of, The Bishop of Mackenzie River, a corporation incorporated by chapter 80 of the statutes of 1917, for the benefit of the Church of England in Canada, now the Anglican Church of Canada;

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Whereas, on September 15, 1933, by resolution of the Synod of the aforementioned Ecclesiastical Province, the Diocese of Mackenzie River ceased to exist, and no Bishop of Mackenzie River was elected thereafter;

Whereas no transfers of the said lands were executed or registered by The Bishop of Mackenzie River, in whose name they are still registered;

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Whereas The Bishop of the Arctic is authorized by chapter 74 of the statutes of 1934 to accept transfers of the said lands from The Bishop of Mackenzie River;

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Whereas the Synod of the Ecclesiastical Province of Rupert's Land resolved on February 3, 1956, that the said lands should be transferred to and vested in The Bishop of the Arctic; and

EXPLANATORY NOTES.

The purpose of this bill, as set out in the preamble, is to convey to The Bishop of the Arctic a good title to the lands referred to in clause 1. These lands, all of which are now in the Diocese of the Arctic, were in 1933 and are still registered in the name of The Bishop of Mackenzie River. No formal transfer was ever made to The Bishop of the Arctic, who nevertheless, in 1933, with the sanction of the Ecclesiastical Province of Rupert's Land, assumed responsibility for the administration of certain of the said lands, and in 1950 of the remainder of the said lands.

Certain of the said lands were not, until 1950, within the Diocese of the Arctic. In 1933 they became part of the Mackenzie River Deanery in the Diocese of Athabaska, which Deanery, by resolution of the Synod of the Ecclesiastical Province of Rupert's Land, became part of the Diocese of the Arctic in 1950.

At all material times, the Diocese of Mackenzie River and the Diocese of the Arctic formed part of the Ecclesiastical Province of Rupert's Land.

The Diocese of Mackenzie River ceased to exist in 1933, without any formal transfer of the lands referred to in clause 1 of this bill having been executed.

The Ecclesiastical Province of Rupert's Land has resolved, and The Bishop of the Arctic now petitions, that all the lands referred to in clause 1 be vested in The Bishop of the Arctic.

Whereas The Bishop of the Arctic has by his petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows: 5

Vesting
of lands.

1. The lands registered in the name of The Bishop of Mackenzie River in the Land Titles Office for the Northwest Territories Land Registration District are hereby vested in The Bishop of the Arctic, subject to any encumbrances, liens and interests endorsed upon the certificates of title, 10 and the Registrar of the said Office shall, upon the surrender of the duplicate certificates of title in the name of The Bishop of Mackenzie River, cancel the certificates of title in the name of The Bishop of Mackenzie River and issue certificates of title and duplicates thereof for such lands 15 in the name of The Bishop of the Arctic, subject to the above-mentioned encumbrances, liens and interests.